

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTY-SIXTH LEGISLATURE

SEVENTY-SECOND LEGISLATIVE DAY
TUESDAY, MARCH 22, 2022

Senate Chamber

President McGeachin called the Senate to order at 9:30 a.m.

Roll call showed all members present except Senator Harris, absent and excused.

Prayer was offered by Chaplain Doug Armstrong.

The Pledge of Allegiance was led by Shyanne Richardson, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 21, 2022, was read and approved as corrected.

LAKEY, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 22, 2022

The JUDICIARY AND RULES Committee reports that [S 1400](#), [S 1401](#), [S 1402](#), [S 1404](#), and [S 1311](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1400](#), [S 1401](#), [S 1402](#), [S 1404](#), and [S 1311](#) and ordered them transmitted to the House for the signature of the Speaker.

March 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled [SCR 120](#) was delivered to the Office of the Secretary of State at 8:07 a.m., March 22, 2022.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 22, 2022

The JUDICIARY AND RULES Committee reports that Enrolled [S 1285](#), as amended, [S 1330](#), as amended, [S 1353](#),

[S 1289](#), as amended, [S 1321](#), [S 1322](#), [S 1323](#), [S 1324](#), [S 1325](#), [S 1354](#), [S 1355](#), and [S 1301](#) were delivered to the Office of the Governor at 8:10 a.m., March 22, 2022.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to advise you that I have signed on March 21, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1243](#), [S 1275](#), [S 1276](#), as amended, and
[S 1277](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

March 21, 2022

Dear Madam President:

I transmit herewith [H 790](#), [H 791](#), [H 792](#), [H 794](#), [H 793](#), [H 795](#), [H 796](#), and [H 797](#), which have passed the House.

MAULIN, Chief Clerk

[H 790](#), [H 791](#), [H 792](#), [H 794](#), [H 793](#), [H 795](#), [H 796](#), and [H 797](#) were filed for first reading.

March 21, 2022

Dear Madam President:

I return herewith [S 1399](#), [S 1341](#), [S 1351](#), and [S 1352](#), which have passed the House.

MAULIN, Chief Clerk

[S 1399](#), [S 1341](#), [S 1351](#), and [S 1352](#) were referred to the Judiciary and Rules Committee for enrolling.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 790](#), by Ways and Means Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 791](#), [H 792](#), [H 794](#), [H 793](#), [H 795](#), [H 796](#), and [H 797](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

The Senate advanced to the Twelfth Order of Business.

Second Reading of Bills

Senator Harris was recorded present at this order of business.

[H 682](#), [H 694](#), and [H 720](#), by State Affairs Committee, were read the second time at length and filed for third reading.

[H 747](#), by Ways and Means Committee, was read the second time at length and filed for third reading.

[H 768](#), by Appropriations Committee, was read the second time at length and filed for third reading.

[S 1410](#) and [S 1411](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 699](#) and [H 749](#), by Ways and Means Committee, were read the second time at length and filed for third reading.

[H 783](#), [H 785](#), [H 786](#), and [H 787](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[S 1416](#), [S 1417](#), [S 1418](#), [S 1419](#), and [S 1420](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 635](#), by Local Government Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

On request by Senator Anthon, granted by unanimous consent, [S 1360](#) and [H 770](#) retained their place on the Third Reading Calendar for one legislative day.

Motion to Suspend Rules

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate passage of [S 1410](#) be suspended; that the portions of Section 15, Article 3, of the Constitution of the State of Idaho requiring all bills to be read on three several days be dispensed with, this being a case of urgency, and that [S 1410](#) be read the third time at length, section by section, and be put upon its final passage. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended.

[S 1410](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin,

Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [S 1410](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1411](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1411](#) was before the Senate for final consideration.

[S 1411](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lent arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Pursuant to Senate Rule 39(H), Senator Stennett disclosed a possible conflict of interest under applicable law.

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Ward-Engelking, Winder, Wintrow, Woodward. Total - 30.

NAYS—Bayer, Den Hartog, Rice, Vick, Zito. Total - 5.

Total - 35.

Whereupon the President declared [S 1411](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1416](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1416](#) was before the Senate for final consideration.

[S 1416](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Cook arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Lent. Total - 1.

Total - 35.

Whereupon the President declared [S 1416](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1417](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1417](#) was before the Senate for final consideration.

[S 1417](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [S 1417](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1418](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1418](#) was before the Senate for final consideration.

[S 1418](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 32.

NAYS—Bayer, Zito. Total - 2.

Absent and excused—Souza. Total - 1.

Total - 35.

Whereupon the President declared [S 1418](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1419](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1419](#) was before the Senate for final consideration.

[S 1419](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [S 1419](#) passed, title was approved, and the bill ordered transmitted to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [S 1420](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the President declared the rules suspended and announced that [S 1420](#) was before the Senate for final consideration.

[S 1420](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator

Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward. Total - 34.

NAYS—Zito. Total - 1.

Total - 35.

Whereupon the President declared [S 1420](#) passed, title was approved, and the bill ordered transmitted to the House.

President McGeachin called Senator Vick to the Chair.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [H 768](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that [H 768](#) was before the Senate for final consideration.

[H 768](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the Acting President declared [H 768](#) passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [H 783](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that [H 783](#) was before the Senate for final consideration.

[H 783](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the Acting President declared [H 783](#) passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [H 785](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that [H 785](#) was before the Senate for final consideration.

[H 785](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the Acting President declared [H 785](#) passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [H 786](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that [H 786](#) was before the Senate for final consideration.

[H 786](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Riggs arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the Acting President declared [H 786](#) passed, title was approved, and the bill ordered returned to the House.

Moved by Senator Anthon, seconded by Senator Stennett, that all rules of the Senate interfering with the immediate consideration of [H 787](#) be suspended. The question being, "Shall the rules be suspended?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

More than two-thirds having voted in the affirmative, the Acting President declared the rules suspended and announced that [H 787](#) was before the Senate for final consideration.

[H 787](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Crabtree arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the Acting President declared [H 787](#) passed, title was approved, and the bill ordered returned to the House.

President McGeachin returned the Chair.

[H 718](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator Blair arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

On request by Senator Anthon, granted by unanimous consent, [H 718](#) retained its place on the Third Reading Calendar for one legislative day.

[H 700](#) was read the third time at length, section by section, and placed before the Senate for final consideration. President Pro Tempore Winder arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow,

Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 700](#) passed, title was approved, and the bill ordered returned to the House.

[H 688](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Acting Senator VanOrden arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 688](#) passed, title was approved, and the bill ordered returned to the House.

[H 554](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 554](#) passed, title was approved, and the bill ordered returned to the House.

[H 555](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Ward-Engelking arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 555](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

Petitions, Resolutions, and Memorials

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

March 22, 2022

The JUDICIARY AND RULES Committee reports that [S 1399](#), [S 1341](#), [S 1351](#), and [S 1352](#) have been correctly enrolled.

LAKEY, Chairman

The President signed Enrolled [S 1399](#), [S 1341](#), [S 1351](#), and [S 1352](#) and ordered them transmitted to the House for the signature of the Speaker.

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote the Senate recessed at 12:01 p.m. until the hour of 3 p.m. of this day.

RECESS AFTERNOON SESSION

The Senate reconvened at 3 p.m., pursuant to recess, President McGeachin presiding.

Roll call showed all members present except Senators Anthon, Den Hartog, Harris, Heider, Lee, Martin, Riggs, Stennett, Wintrow, and Zito, absent and excused.

Prior to recess the Senate was at the Sixth Order of Business, Reports of Standing Committees.

March 22, 2022

The FINANCE Committee reports out [H 791](#), [H 792](#), [H 793](#), [H 794](#), [H 795](#), [H 796](#), and [H 797](#) with the recommendation that they do pass.

AGENBROAD, Chairman

[H 791](#), [H 792](#), [H 793](#), [H 794](#), [H 795](#), [H 796](#), and [H 797](#) were filed for second reading.

March 22, 2022

The COMMERCE AND HUMAN RESOURCES Committee reports it has had under consideration the Gubernatorial appointments listed below and the Committee recommends that said appointments be confirmed by the Senate:

Sarah Griffin to the Idaho Personnel Commission, term to expire July 1, 2027;

Thomas Baskin III to the Idaho Industrial Commission, term to expire January 13, 2027;

Trent Nate to the Idaho Health Insurance Exchange Board, term to expire April 10, 2025.

PATRICK, Chairman

The Gubernatorial appointments were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

March 22, 2022

The EDUCATION Committee reports out [H 790](#) and [HCR 53](#) with the recommendation that they do pass.

THAYN, Chairman

[H 790](#) was filed for second reading.

[HCR 53](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by President Pro Tempore Winder, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

Messages from the Governor

March 22, 2022

The Honorable Janice McGeachin
President of the Senate
Idaho State Senate

Dear Madam President:

I have the honor to inform you that I have signed on March 22, 2022 and am transmitting to the Secretary of State the following Senate Bills, to wit:

[S 1253](#), [S 1254](#), as amended, [S 1284](#), [S 1304](#),
[S 1323](#), [S 1324](#), [S 1325](#), [S 1332](#), [S 1335](#),
[S 1369](#), [S 1384](#), [S 1385](#), [S 1388](#), and [S 1389](#)

Sincerely,
/s/ Brad Little
Governor of Idaho

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Senate advanced to the Ninth Order of Business.

Messages from the House

Senator Den Hartog was recorded present at this order of business.

March 22, 2022

Dear Madam President:

I transmit herewith [H 777](#), [H 779](#), and [H 789](#), which have passed the House.

MAULIN, Chief Clerk

[H 777](#), [H 779](#), and [H 789](#) were filed for first reading.

March 22, 2022

Dear Madam President:

I return herewith [S 1390](#), which has failed to pass the House.

MAULIN, Chief Clerk

[S 1390](#) was ordered filed in the office of the Secretary of the Senate.

March 22, 2022

Dear Madam President:

I transmit herewith Enrolled [H 658](#), [H 689](#), [HCR 38](#), [HCR 42](#), [H 758](#), [H 767](#), [H 769](#), [H 771](#), [H 772](#), [H 773](#), [H 776](#), [H 685](#), [H 527](#), [H 697](#), [H 588](#), [H 611](#), [H 716](#), [H 731](#), and [H 744](#) for the signature of the President.

MAULIN, Chief Clerk

The President signed Enrolled [H 658](#), [H 689](#), [HCR 38](#), [HCR 42](#), [H 758](#), [H 767](#), [H 769](#), [H 771](#), [H 772](#), [H 773](#), [H 776](#), [H 685](#), [H 527](#), [H 697](#), [H 588](#), [H 611](#), [H 716](#), [H 731](#), and [H 744](#) and ordered them returned to the House.

March 22, 2022

Dear Madam President:

I return herewith Enrolled [S 1391](#), [S 1392](#), [S 1393](#), [S 1394](#), [S 1395](#), [S 1396](#), [S 1298](#), as amended, [S 1381](#), [S 1279](#), [S 1320](#), and [S 1340](#), which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled [S 1391](#), [S 1392](#), [S 1393](#), [S 1394](#), [S 1395](#), [S 1396](#), [S 1298](#), as amended, [S 1381](#), [S 1279](#), [S 1320](#), and [S 1340](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Governor.

March 22, 2022

Dear Madam President:

I return herewith Enrolled [SCR 122](#) and [SCR 123](#), which have been signed by the Speaker.

MAULIN, Chief Clerk

Enrolled [SCR 122](#) and [SCR 123](#) were referred to the Judiciary and Rules Committee for transmittal to the Office of the Secretary of State.

Senators Harris, Heider, Lee, Martin, and Riggs were recorded present at this order of business.

On request by President Pro Tempore Winder, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials

[H 777](#), [H 779](#), and [H 789](#), by Appropriations Committee, were introduced, read the first time at length, and referred to the Finance Committee.

Senator Zito was recorded present at this order of business.

On request by Senator Lee, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

[H 580](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 580](#) passed, title was approved, and the bill ordered returned to the House.

[H 701](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, VanOrden (Bair), Ward-Engelking, Winder, Wintrow. Total - 26.

NAYS—Bayer, Cook, Crabtree, Den Hartog, Grow, Thayne, Vick, Woodward, Zito. Total - 9.

Total - 35.

Whereupon the President declared [H 701](#) passed, title was approved, and the bill ordered returned to the House.

[H 575](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Agenbroad arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Bayer, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Rice, Ricks, Riggs, Souza, Thayne, VanOrden (Bair), Vick, Winder, Woodward, Zito. Total - 24.

NAYS—Anthon, Blair (Johnson), Burgoyne, Burtenshaw, Nelson, Nye, Patrick, Semmelroth, Stennett, Ward-Engelking, Wintrow. Total - 11.

Total - 35.

Whereupon the President declared [H 575](#) passed, title was approved, and the bill ordered returned to the House.

[H 677](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 677](#) passed, title was approved, and the bill ordered returned to the House.

[H 695](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Heider arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayne, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 695](#) passed, title was approved, and the bill ordered returned to the House.

[H 705](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lakey arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Souza, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Woodward, Zito. Total - 31.

NAYS—Burgoyne, Semmelroth, Stennett, Wintrow. Total - 4.

Total - 35.

Whereupon the President declared [H 705](#) passed, title was approved, and the bill ordered returned to the House.

[H 748](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 748](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 596](#) retained its place on the Third Reading Calendar for one legislative day.

[H 621](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Woodward arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 621](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, [H 629](#) retained its place on the Third Reading Calendar for one legislative day.

[H 673](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 673](#) passed, title was approved, and the bill ordered returned to the House.

[H 481](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Bayer arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 481](#) passed, title was approved, and the bill ordered returned to the House.

[H 509](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Vick arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 509](#) passed, title was approved, and the bill ordered returned to the House.

[H 715](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Grow arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Agenbroad, Anthon, Bayer, Blair (Johnson), Burgoyne, Burtenshaw, Cook, Crabtree, Den Hartog, Grow, Guthrie, Harris, Heider, Lakey, Lee, Lent, Lodge, Martin, Nelson, Nye, Patrick, Rice, Ricks, Riggs, Semmelroth, Souza, Stennett, Thayn, VanOrden (Bair), Vick, Ward-Engelking, Winder, Wintrow, Woodward, Zito. Total - 35.

Whereupon the President declared [H 715](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Lee to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

Report of the Committee of the Whole

Senator Lee, Chair of the Committee of the Whole, reported out [H 582](#) and [H 660](#), without recommendation, amended as follows:

SENATE AMENDMENT TO H 582 AMENDMENT TO SECTION 1

On page 2 of the printed bill, delete lines 37 and 38, and insert:

"(i) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing electrical installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

AMENDMENT TO SECTION 2

On page 5, delete lines 12 and 13, and insert:

"(k) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing plumbing installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

AMENDMENT TO SECTION 3

On page 6, delete lines 20 and 21, and insert:

"(f) A nonprofit organization that is chartered to build houses and that has tax-exempt status under section 501(c)(3) of the Internal Revenue Code, including a religious corporation, and such organization's volunteers, performing HVAC installations for a single-family dwelling unit. An organization described in this paragraph shall designate a primary contact person with whom inspectors may communicate."

SENATE AMENDMENT TO H 660

AMENDMENT TO SECTION 1

On page 1 of the printed bill, in line 28, delete "and" and insert: "through rulemaking conducted pursuant to the Idaho administrative procedure act, chapter 52, title 67, Idaho Code, and approved by".

AMENDMENT TO SECTION 2

On page 2, delete lines 1 through 49; and on page 3, delete lines 1 through 36, and insert:

"SECTION 2. That Section 39-4109, Idaho Code, be, and the same is hereby amended to read as follows:

39-4109. APPLICATION OF CODES. (1) The following codes are hereby adopted for the state of Idaho division of building safety occupational and professional licenses and shall only be applied by local governments as prescribed by section 39-4116, Idaho Code:

(a) The 2006 International Building Code shall be in effect, until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the International Building Code as adopted and amended by the Idaho building code board through the negotiated rulemaking process as established in section 67-5221, Idaho Code, and as further provided in subsection (5) of this section and in accordance with subsections (2) and (3) of this section shall be in effect:

- (i) Including appendices thereto pertaining to building accessibility;
- (ii) Excluding the incorporated electrical codes, mechanical code, fuel gas code, plumbing codes, fire codes or property maintenance codes other than

specifically referenced subjects or sections of the International Fire Code; and

(iii) Including the incorporated Idaho residential code, parts I, II, III and IX; Idaho energy conservation code; and rules promulgated by the board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the fair housing act accessibility guidelines shall be included.

(b) The version of the International Residential Code adopted by the Idaho building code board, together with the amendments, revisions or modifications adopted by the Idaho building code board through the negotiated rulemaking process, except for parts IV, V, VI, VII and VIII, as they pertain to energy conservation, mechanical, fuel gas, plumbing and electrical requirements, shall collectively constitute and be named the Idaho residential code. The Idaho residential code shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent version of the Idaho residential code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect. Any amendments, revisions or modifications made to the Idaho residential code by the board shall be made by administrative rules promulgated by the board;

~~(c) The version of the International Energy Conservation Code adopted by the Idaho building code board, together with the amendments, deletions or additions adopted by the Idaho building code board through the negotiated rulemaking process provided in this chapter, shall be in effect. The International Energy Conservation Code, together with any amendments, revisions or modifications made by the board, shall collectively constitute and be named the Idaho energy conservation code. The Idaho energy conservation code shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the Idaho energy conservation code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect. Any amendments, revisions or modifications made to the Idaho energy conservation code by the board shall be made by administrative rules promulgated by the board.~~ The 2018 Idaho energy conservation code, as amended, revised, or modified by the Idaho building code board and approved by the legislature pursuant to section 39-9701, Idaho Code; and

(d) The 2006 International Existing Building Code as published by the International Code Council shall be in effect until such time as a subsequent version is adopted by the Idaho building code board, at which time the subsequent versions of the International Existing Building Code, as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this section, shall be in effect.

(2) No amendments to the accessibility guidelines shall be made by the Idaho building code board that provide for lower standards of accessibility than those published by the International Code Council.

(3) No amendments to the Idaho residential building code shall be made by the Idaho building code board that provide for standards that are more restrictive than those published by the International Code Council.

(4) Any edition of the building codes adopted by the board will take effect on January 1 of the year following its adoption.

(5) In addition to the negotiated rulemaking process set forth in section 67-5221, Idaho Code, the board shall conduct a

minimum of two (2) public hearings, not less than sixty (60) days apart. Express written notice of such public hearings shall be given by the board to each of the following entities not less than five (5) days prior to such hearing: associated general contractors of America, associated builders and contractors, association of Idaho cities, Idaho association of building officials, Idaho association of counties, Idaho association of REALTORS, Idaho building contractors association, American institute of architects Idaho chapter, Idaho fire chiefs association, Idaho society of professional engineers, Idaho state independent living council, southwest Idaho building trades, Idaho building trades, and any other entity that, through electronic or written communication received by the administrator not less than twenty (20) days prior to such scheduled meeting, requests written notification of such public hearings."

AMENDMENT TO SECTION 3

On page 3, delete lines 37 through 49; delete page 4; and on page 5, delete lines 1 through 33, and insert:

"SECTION 3. That Section 39-4116, Idaho Code, be, and the same is hereby amended to read as follows:

39-4116. LOCAL GOVERNMENT ADOPTION AND ENFORCEMENT OF BUILDING CODES. (1) Local governments enforcing building codes shall do so only in compliance with the provisions of this section. Local governments that have not previously instituted and implemented a code enforcement program prior to the effective date of this act may elect to implement a building code enforcement program by passing an ordinance evidencing the intent to do so. Local governments may contract with a public or private entity to administer their building code enforcement program.

(2) Local governments that issue building permits and perform building code enforcement activities shall, by ordinance effective January 1 of the year following the adoption by the Idaho building code board, adopt the following codes as published by the International Code Council together with any amendments or revisions set forth in section 39-4109, Idaho Code, including subsequent versions of the International Building Code as adopted and amended by the Idaho building code board through the negotiated rulemaking process provided in this chapter:

- (a) International Building Code, including all rules promulgated by the board to provide equivalency with the provisions of the Americans with disabilities act accessibility guidelines and the federal fair housing act accessibility guidelines;
- (b) Idaho residential code, parts I-III and IX; and
- (c) 2018 Idaho energy conservation code, pursuant to chapter 97, title 39, Idaho Code.

Local governments are not required by this chapter to adopt the other referenced codes in the International Building Code. Local jurisdictions shall not adopt provisions, chapters, sections or parts of subsequent versions of the International Residential Code or residential provisions of the International Energy Conservation Code, or subsequent versions in their entirety, that have not been adopted by the Idaho building code board except as provided in subsection (4) of this section.

(3) All single family homes and multiple family dwellings up to two (2) units are hereby exempted from the provisions of the International Fire Code, the International Building Code and the Idaho residential code that require such dwellings to have automatic fire sprinkler systems installed. Nothing in this section shall prevent any person from voluntarily installing an automatic fire sprinkler system in any residential dwelling.

(4) Except as provided in this subsection, local governments may amend by ordinance the adopted codes or provisions of referenced codes to reflect local concerns, provided such amendments establish at least an equivalent level of protection to that of the adopted building code. A local jurisdiction shall not have the authority to amend any accessibility provision pursuant to section 39-4109, Idaho Code, except as provided in this subsection.

(a) A local jurisdiction shall not have the authority to amend any accessibility provision pursuant to section 39-4109, Idaho Code.

(b) A local jurisdiction shall not adopt any provision, chapter, section or part of the International Residential Code or residential provisions of the International Energy Conservation Code, or subsequent versions in their entirety, that have not been adopted or that have been expressly rejected or exempted from the adopted version of those codes by the Idaho building code board through the negotiated rulemaking process as provided in section 39-4109, Idaho Code.

(c) Local jurisdictions may amend by ordinance the following provisions of the Idaho residential code to reflect local concerns:

- (i) Part I, Administrative;
- (ii) Part II, Definitions;
- (iii) Part III, Building Planning and Construction, Section R 301, Design Criteria; and
- (iv) Part IX, Appendices.

~~(d) Local jurisdictions may amend by ordinance the following provisions of the Idaho energy conservation code to reflect local concerns:~~

- ~~(i) Chapter 1, Scope and Application; and~~
- ~~(ii) Chapter 2, Definitions.~~

(e) Local jurisdictions may amend the remainder of Part III of the Idaho residential code if they find that good cause for building or life safety exists for such an amendment to such codes and that such amendment is reasonably necessary. Amendments shall be adopted by ordinance in accordance with the provisions of chapter 9, title 50, Idaho Code, or chapter 7, title 31, Idaho Code, and provided further that such local jurisdiction shall conduct a public hearing and, provided further, that notice of the time and place of the public hearing shall be published in the official newspaper or paper of general circulation within the jurisdiction and written notice of each of such public hearing and the proposed language shall be given by the local jurisdiction to the local chapters of the entities identified in section 39-4109(5), Idaho Code, not less than thirty (30) days prior to such hearing. In the event that there are no local chapters of such entities identified in section 39-4109(5), Idaho Code, within the local jurisdiction holding the hearings, the notice shall be provided to the state associations of the respective entities.

(5) Local governments shall exempt agricultural buildings from the requirements of the codes enumerated in this chapter and the rules promulgated by the board. A county may issue permits for farm buildings to assure compliance with road setbacks and utility easements, provided that the cost for such permits shall not exceed the actual cost to the county of issuing the permits.

(6) Permits shall be governed by the laws in effect at the time the permit application is received.

(7) The division shall retain jurisdiction for in-plant inspections and installation standards for manufactured or mobile homes and for in-plant inspections and enforcement of construction standards for modular buildings and commercial coaches."

CORRECTION TO TITLE

On page 1, delete lines 7 through 16, and insert: "EFFECTIVE DATE; AMENDING SECTION 39-4109, IDAHO CODE, TO PROVIDE FOR THE DIVISION OF OCCUPATIONAL AND PROFESSIONAL LICENSES AND TO PROVIDE FOR THE 2018 IDAHO ENERGY CONSERVATION CODE; AMENDING SECTION 39-4116, IDAHO CODE, TO PROVIDE FOR THE 2018 IDAHO ENERGY CONSERVATION CODE AND TO REMOVE PROVISIONS REGARDING LOCAL JURISDICTIONS; AND DECLARING AN EMERGENCY AND PROVIDING AN EFFECTIVE DATE."

The Committee also has [S 1300](#), [H 684](#), [S 1382](#), [S 1397](#), [H 616](#), and [H 735](#) under consideration, reports progress, and begs leave to sit again.

LEE, Chair

On motion by Senator Lee, seconded by Senator Stennett, the report was adopted by voice vote.

[H 582](#), as amended in the Senate, and [H 660](#), as amended in the Senate, were filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

On request by Senator Anthon, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

Reports of Standing Committees

March 22, 2022

The JUDICIARY AND RULES Committee reports that Senate amendments to [H 582](#) and [H 660](#) have been correctly printed.

LAKEY, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,
House Petitions, Resolutions, and Memorials**

[H 582](#), as amended in the Senate, by Business Committee, was read the first time at length and filed for second reading.

[H 660](#), as amended in the Senate, by State Affairs Committee, was read the first time at length and filed for second reading.

On request by Senator Anthon, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Anthon, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:32 p.m. until the hour of 9 a.m., Wednesday, March 23, 2022.

JANICE MCGEACHIN, President

Attest: JENNIFER NOVAK, Secretary